

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

ELMAGIN CAPITAL LLC,)	
)	
v.)	Civil Action No. 2:20-cv-02576-TJS
)	
CHAO CHEN, KARL PETTY,)	JURY TRIAL DEMANDED
ENTERGRID LLC, and)	
ENTERGRID FUND I LLC)	
)	
Defendants.)	

DEFENDANTS' NOTICE OF SCHEDULING CONFLICTS

In light of the scheduling of two trials to which counsel is attached,¹, Defendants respectfully wish to inform the Court of those intervals between the January the present and December 31, 2022 during which Defendants, their counsel, clients, witnesses and/or other team members have conflicting scheduling commitments. This Notice supersedes Defendants' prior Notices filed on June 20, 2021 [Dkt. 89] and December 6, 2021 [Dkt. 168], which noted conflicts through the end of June 2022. For the Court's convenience, Defendants also set forth the weeks in which there are no scheduling conflicts on its side.

Week of 2022	Availability	Comments
2/21	Unavailable	Client and experts unavailable
2/28	Unavailable	Client and experts unavailable
3/07	Unavailable	Expert Unavailable
3/14	Unavailable	Counsel, client and experts unavailable
3/21	Unavailable	Client and expert unavailable

¹ *Trustees of the University of Pennsylvania v Eli Lilly & Co. et al.*, No. 15-cv-06133 (E.D. Pa.) (Diamond, J), which is set for trial on July 12, 2022 with a final pretrial conference scheduled on July 6, 2022; and *Shift4Payments, LLC v. Shift Processing LLC*, No. 5:21-cv-02684-JMG (E.D. Pa.) (Gallagher, J.), which is set for trial on December 5, 2022 with a final pretrial conference scheduled for November 23, 2022 and jury selection on December 2, 2022.

Week of 2022	Availability	Comments
3/28	Unavailable	Counsel, client, experts and trial team members unavailable
4/04	Unavailable	Client and experts unavailable
4/11	Unavailable	Counsel, client, experts and trial team members unavailable
4/18	Available	
4/25	Available	
5/02	Available	
5/09	Available	
5/16	Available	
5/23	Unavailable (previously Available)	Clients unavailable
5/30	Unavailable	Clients, experts and trial team members unavailable
6/06	Unavailable	Counsel, experts and trial team members unavailable
6/13	Unavailable	Experts and trial team members unavailable
6/20	Unavailable	Experts and trial team members unavailable
6/27	Unavailable (previously Available)	Expert unavailable
7/4	Unavailable	Counsel unavailable (Counsel at trial)
7/11	Unavailable	Counsel, experts unavailable (Counsel at trial)
7/ 18	Unavailable	Counsel, clients and experts unavailable (Counsel at trial)
7/25	Unavailable	Counsel, client and experts unavailable
8/1	Unavailable	Client unavailable
8/8	Available	One client is unavailable on Monday, 8/8/2022 but is available the rest of the week.
8/15	Available	
8/22	Unavailable	Expert unavailable
8/29	Unavailable	Expert unavailable
9/5	Unavailable	Expert unavailable
9/12	Available	
9/19	Available	
9/26	Available	
10/3	Available	
10/10	Available	

Week of 2022	Availability	Comments
10/17	Available	
10/24	Unavailable	Expert unavailable
10/31	Unavailable	Expert unavailable
11/7	Available	
11/14	Available	Clients have a Friday commitment, but as we understand the Court's practice is not to hold trial on Fridays, this week is available.
11/21	Unavailable	Clients, counsel unavailable
11/28	Available	Counsel unavailable on Thursday and Friday (Counsel at trial).
12/5	Unavailable	Counsel unavailable (Counsel at trial).
12/12	Available	
12/19	Unavailable	Counsel and client unavailable
12/26	Unavailable	Counsel, client and expert are unavailable

Defendants will of course abide whatever schedule the Court may set in the future, if the pending motions do not resolve this action. Nonetheless, Defendants respectfully request that in setting the remaining case schedule, the Court consider the current unavailability of Defendants, counsel, other trial team members, and/or witnesses on the indicated dates.

Dated: February 22, 2022

Respectfully Submitted,
/s/ Nicole D. Galli
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 Fund I LLC

CERTIFICATE OF SERVICE

I hereby certify that all counsel of record are being served with a copy of this document via filing on ECF/PACER on February 22, 2022.

/s/ Nicole D. Galli

Nicole D. Galli